

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

MEMORY CARE US REIT, LLC,	)	
and MEMORY CARE (US REIT)	)	
PTY LIMITED, as trustee for	)	
MEMORY CARE (US REIT)	)	
TRUST,	)	C.A. No. 23-cv-00357 CFC
	)	
Plaintiffs,	)	
	)	
-against-	)	
	)	
PMC INVESTOR, LP, and	)	
PANCHO MEMORY CARE NL	)	
C.V.,	)	

Defendants.

**DEFENDANT PMC INVESTOR, LP’S MOTION  
TO DISMISS THE COMPLAINT**

Defendant PMC Investor, LP (“PMC”) moves to dismiss the Complaint against it pursuant to the Fed. R. Civ. P. 12(b)(3) (improper venue) and 12(b)(5) (insufficient service of process).

The grounds for this motion are set forth in the accompanying memorandum of law in support of this motion, and the declarations Oleg Rivkin and Robert J. Tolchin, submitted herewith.

WHEREFORE, for the reasons set forth in the accompanying Defendant PMC Investor, LP’s Memorandum of Law in Support of Motion to Dismiss the Complaint,

PMC respectfully requests that this Honorable Court enter an order substantially in the form attached hereto.

Dated: April 10, 2023

**SULLIVAN HAZELTINE ALLINSON LLC**

/s/ William A. Hazeltine

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-and-

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